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# GOVERNMENT GAZETTE

## BOLETIM OFICIAL

### GOVERNMENT OF GOA, DAMAN AND DIU

#### Special Department

#### Memo

32-85-68-SPL

Copies of the following Notifications from Government of India, Ministry of Home Affairs are hereby published for information.

*D. V. Sawant*, Deputy Secretary (Appointments).  
Panaji, 25th April, 1968.

### GOVERNMENT OF INDIA MINISTRY OF HOME AFFAIRS

#### Notification

2/11/65-AIS(IV)

*New Delhi, the 2nd March, 1968*  
*12th Phalguna, 1889*

G.S.R. — In exercise of the powers conferred by sub-section (1) of section 3 of the All-India Services Act, 1951 (61 of 1951), the Central Government, after consultation with the Government of the States concerned, hereby makes the following rules, namely:

1. **Short title and commencement.** — (1) These rules may be called the Indian Forest Service (Pay) Rules, 1968.

(2) They shall be deemed to have come into force on the 1st October, 1966.

2. **Definitions.** — In these rules, unless the context otherwise requires —

(a) 'cadre' and 'cadre post' shall have the meanings respectively assigned to them in the Indian Forest Service (Cadre) Rules, 1966;

(b) 'deemed date of appointment in the year of allotment' means 1st October in the year of allotment

in the case of officers with full years of allotment and 1st April of the following year in the case of officers with half years of allotment; the year of allotment being determined in accordance with clause (b) of sub-rule (2) of rule 3 of the Indian Forest Service (Regulation of Seniority) Rules, 1968;

(c) 'departmental examination' means such examination as may be prescribed by the State Government from time to time for members of the Service allotted to the cadre of that State or posted to that State for training;

(d) 'direct recruit' means a person appointed to the Indian Forest Service in accordance with rule 7 of the Indian Forest Service (Recruitment) Rules, 1966;

(e) 'member of the Service' means a member of the Indian Forest Service;

(f) 'promoted officer' means an officer appointed to the Indian Forest Service by promotion from a State Forest Service in accordance with sub-rule (1) of rule 8 of the Indian Forest Service (Recruitment) Rules, 1966;

(g) 'Schedule' means a Schedule appended to these rules;

(h) 'State' means a State specified in the First Schedule to the Constitution and includes a Union territory;

(i) 'State Cadre' and 'Joint Cadre' have the meanings respectively assigned to them in the Indian Forest Service (Cadre) Rules, 1966;

(j) 'State Forest Service' shall have the meaning assigned to it in the Indian Forest Service (Recruitment) Rules, 1966;

(k) 'State Government concerned' in relation to a Joint Cadre means the Governments of all the States for which the Joint Cadre is constituted and includes the Government of a State nominated by all such State Governments to represent them in a particular matter.

3. **Time-scales of pay.** — The time-scales of pay admissible to a member of the Service shall be as follows: —

Junior Scale: Rs. 400-400-450-30-600-35-670-EB-35-950 (18 years);

Senior Scale: Rs: 700 (6th year or under) -40-1100-1100-1150-1150-1200-1200-1250 (22 years).

**4. Fixation of initial pay.**— (1) (a) The initial pay of a member of the Service appointed under sub-rule (1) of rule 4 of the Indian Forest Service (Recruitment) Rules, 1966, shall be fixed in the junior time-scale of the Service at the stage he would have got if he had been appointed in that scale on the deemed date of appointment in the year of allotment.

(b) The pay of such an officer shall, if he is appointed simultaneously to a post on the senior time scale, be fixed in the senior time-scale at the stage corresponding to his pay in the junior time scale as shown in Schedule I:

Provided that —

- (i) the resultant increase in the pay so fixed shall be subject to a maximum of Rs. 200/- over his pay in the State Forest Service;
- (ii) in a case where the maximum increase of Rs. 200/- results in an amount which is not a stage in the time scale, the pay would be fixed at the next higher stage;
- (iii) in a case where the pay of an officer is fixed at less than his pay in the State Forest Service, the difference shall be granted in the form of personal pay. The personal pay shall be absorbed in future increases in pay, including special pay, if any.

(c) The initial pay of an Officer who was holding the post of a Conservator of Forests or an equivalent or a higher post immediately before his appointment to a post included in Part A of Schedule III shall be fixed at a stage equal to his pay in the State Forest Service or if there is no such stage, at the next lower stage and the difference shall be allowed as personal pay to be absorbed in future increases in pay including special pay.

(2) The initial pay of a direct recruit shall be fixed at the minimum of the junior time-scale.

(3) The pay of a member of the Service in the junior time-scale shall, on appointment to a post on the senior time-scale, be fixed at the corresponding stage on the senior time-scale as shown in Schedule I.

(4) The initial pay of a promoted officer who prior to the date of his appointment to the Indian Forest Service had not held a cadre post in an officiating capacity shall be fixed in accordance with the principles laid down in Section I of Schedule II.

(5) The initial pay of a promoted officer who on the date of his appointment to the Indian Forest Service had held or is holding continuously a cadre post in an officiating capacity shall be fixed in accordance with the principles laid down in Section II of Schedule II.

(6) The initial pay of an officer of a State Forest Service who has been appointed to hold a cadre post in an officiating capacity in accordance with rule 9 of the Indian Forest Service (Cadre) Rules, 1966, shall be fixed in the manner specified in Section III of Schedule II.

**5. Regulation of increments.**— (1) Subject to any order passed by the State Government concerned under rule 6 or rule 7, the increments admissible to a member of the Service in the junior or senior time-scale shall —

- (i) in the case of a member appointed under sub-rule (1) of rule 4 of the Indian Forest Service (Recruitment) Rules, 1966, accrue on completion of the prescribed period of service at each stage in the scale of pay from his deemed date of appointment;
- (ii) in the case of a member appointed under rule 7 of the Indian Forest Service (Recruitment) Rules, 1966, accrue on completion of prescribed period of service at each stage in the time-scale from the date of his appointment to the Service; and
- (iii) in the case of an officer appointed under rule 8 of the Indian Forest Service (Recruitment) Rules, 1966, accrue on completion of the prescribed period of service at each stage in the scale of pay from the date of his appointment to a cadre post:

Provided that a promoted officer shall draw an increment in the senior time-scale on the date prescribed in clause (iii) only on completion of an aggregate period of at least six years of service in the State Forest Service and in the Indian Forest Service.

(2) The increments in the junior and senior time-scales in respect of a member of the Service recruited under rule 7 of the Indian Forest Service (Recruitment) Rules, 1966, shall be regulated with reference to the length of service and in the manner specified in Schedule I.

(3) The increments in respect of any other member of the Service recruited under rule 8 of the Indian Forest Service (Recruitment) Rules, 1966, shall be regulated with reference to the stage at which the initial pay in the senior time-scale has been fixed.

(4) The increments in respect of members of the Service appointed to the scales of pay above the time-scale shall be regulated with reference to the stage at which the initial pay has been fixed and shall accrue on completion of the prescribed period of service at each stage in the scale of pay:

Provided that in the case of officers whose initial pay is fixed under clause (c) of sub-rule (1) of rule 4 at the same stage or the next lower stage, the next increment shall be admissible on the date on which the next increment would have accrued in the State Forest Service.

**6. Withholding of increments.**— (1) The State Government may withhold for such time as it may direct an increment due to any direct recruit who has failed to pass the departmental examination or examinations within such time as the State Government may, by general or special order, prescribe, but the withholding of such increments shall have no cumulative effect.

(2) Where an efficiency bar has been prescribed in the time-scale of pay, the increment next above the bar shall not be given to a member of the Service without the specific sanction of the authority competent to withhold increments:

Provided that the application of the efficiency bar in the junior time-scale shall not affect the pay of a member of the Service in the senior time-scale of pay, wherein his pay shall be regulated according to his length of service.

**7. Grant of advance increments.** — Notwithstanding anything contained in rule 14 of the Indian Forest Service (Probation) Rules, 1968, the State Government shall sanction the first and second increments due to a direct recruit as soon as he passed the prescribed departmental examination or examinations irrespective of his length of service, after which he shall be entitled to draw pay at the rate of corresponding to his position in the time-scale:

Provided that the second increment under this rule shall be granted only when a direct recruit has passed the prescribed departmental examination or, as the case may be, the last of the prescribed departmental examinations.

*Explanation* — For purpose of this rule, the term 'increment' denotes actual increase in pay and not the actual stages in the time-scale.

**8. Pay of officers holding posts enumerated in Schedule III.** — Any member of the Service appointed to hold a post specified in Schedule III shall, for so long as he holds the post, be entitled to draw the pay indicated for the post in the said Schedule.

Provided that no member of the Service shall at any time draw pay less than that which he is entitled to draw under rule 4 and rule 5.

**9. Pay of members of the Service appointed to posts not included in Schedule III.** — (1) No member of the Service shall be appointed to a post other than a post specified in Schedule III, unless the State Government concerned in respect of posts under its control, or the Central Government in respect of posts under its control, as the case may be, make a declaration that the said post is equivalent in status and responsibility to a post specified in the said Schedule.

(2) The pay of a member of the Service on appointment to a post other than a post specified in Schedule III shall be the same as he would have been entitled to had he been appointed in the post to which the said post is declared equivalent.

(3) For the purpose of this rule 'post other than a post specified in Schedule III' includes a post under a body incorporate or not which is wholly or substantially owned or controlled by the Government.

**10. Power to exempt.** — The Central Government may, with the concurrence of the State Government concerned, exempt any officer of a State Forest Service appointed to the Service under sub-rule (1) of rule 4 of the Indian Forest Service (Recruitment) Rules, 1966, from all or any of the provisions of these rules.

**11. Amendment of Schedule.** — The Central Government may, after consultation with the State Government concerned, amend Schedule III.

**12. Interpretation.** — If any question arises as to the interpretation of these rules, the same shall be decided by the Central Government.

## SCHEDULE I

(See rules 4 and 5)

### Scales of Pay for the Indian Forest Service

Year of Service	Junior Scale	Senior Scale
1st	400	700
2nd	400	700
3rd	450	700
4th	480	700
5th	510	700
6th	540	700
7th	570	740
8th	600	780
9th	635	820
10th	670	860
Efficiency bar		
11th	705	900
12th	740	940
13th	775	980
14th	810	1020
15th	845	1060
16th	880	1100
17th	915	1100
18th	950	1150
19th	—	1150
20th	—	1200
21st	—	1200
22nd	—	1250
and over	—	1250

## SCHEDULE II

(See rule 4)

Principles of Pay Fixation of Promoted Officers on Appointment to the Indian Forest Service.

In this Schedule —

- 'actual pay' means the pay whether in the ordinary time-scale or in the selection grade to which an officer of a State Forest Service is entitled by virtue of his substantive position in the cadre of that service; and
- 'assumed pay' means the pay, which an officer of a State Forest Service, officiating or confirmed in a selection grade would have drawn in the ordinary time-scale (which does not include selection grade) of this service, had he not been officiating or confirmed in the selection grade.

**Section I** — Fixation of initial pay of promoted officers falling under rule 4(4).

(1) The initial pay of a promoted officer shall be fixed at the stage of the Indian Forest Service senior time-scale next above the amount equal to his actual pay in the ordinary time-scale or his assumed pay as the case may be increased at the rate of one increment in the senior time-scale of the Indian Forest Service for every three years of service in the State Forest Service. The resultant increase should be subject to a minimum of Rs. 150/- and maximum of Rs. 200/- over his pay in the State Forest Service:

Provided that, —

- where, however, the amount arrived at after the addition of such maximum or minimum increase corresponds to a stage in the senior time-scale of the Indian Forest Service, the initial pay shall be fixed at that stage and not at the next higher stage and where it does not correspond to a stage in the senior time-scale of the Indian Forest Service, the initial pay shall be fixed at the next higher stage of the scale; and

- for the purpose of this clause, service in the State Forest Service shall include such service in a former State, now merged in the State concerned, as may be equated to service in the State Forest Service by



the Central Government in consultation with the State Government concerned.

**Explanation.**—In the case of an officer whose actual or assumed pay, as the case may be, exceeds the minimum of the senior scale of the Indian Forest Service, the rate of each increment admissible to him should be the same as the increment admissible in the senior scale of the Indian Forest Service at the corresponding stage or, if there is no such stage, at the next lower stage.

(2) The basic pay of a promoted officer shall not, in any case, be fixed below the minimum of the senior time-scale.

(3) Notwithstanding anything contained in clauses (1) and (2) in this section the basic pay of a promoted officer in the Indian Forest Service time-scale shall not —

(i) at any time, exceed the basic pay he would have drawn on the Indian Forest Service time-scale as direct recruit on that date, if he had been appointed to the Indian Forest Service on the date he was appointed to the State Forest Service;

(ii) be fixed at a stage above the pay of the junior most officer appointed to the senior scale of the Service of the same cadre at the initial constitution stage provided that in case his pay has been fixed at a stage in the time-scale of the Service equal to his pay in the State Forest Service, this provision shall not apply.

(4) In the case of an officer whose actual pay in the State Forest Service is higher than his initial pay in the senior time-scale of the Indian Forest Service fixed in accordance with clause (1), he shall be entitled to a personal pay equal to the difference. This personal pay shall be absorbed in future increases in his pay including special pay, additional pay and any other form of pay.

(5) Where the actual pay of an officer, who on the date of the constitution of the Service, is already confirmed as a Conservator of Forests or above in the State Forest Service and who is appointed to an equivalent or higher post in the Indian Forest Service under rule 8 of the Indian Forest Service (Recruitment) Rules, 1966 is higher than the pay admissible under normal rules in the scale of pay indicated in Schedule III, the difference shall be granted in the form of personal pay. This personal pay shall be absorbed in future increases in pay including special pay, additional pay and any other form of pay.

**Section II.**—Fixation of initial pay of promoted officers falling under Rule 4(5).

(1) In the case of a promoted officer, who has already officiated in a Cadre post with the approval of the Central Government in consultation with the Union Public Service Commission prior to his appointment to the Service, his pay shall be fixed at a stage not lower than the pay he drew

in the senior scale of the Indian Forest Service while last officiating in such a post.

(2) For the purpose of calculating one year's service at a given rate of pay for increments in the Indian Forest Service under rule 5 of the rules broken periods of officiating service at that rate of pay shall be taken into account.

**Section III.**—Fixation of initial pay of State Forest Service Officers falling under Rule 4(6).

(1) The initial pay of a State Forest Service Officer appointed to officiate in posts borne on the Indian Forest Service cadre, shall be fixed in accordance with the principles enunciated in Section I.

(2) On any enhancement of his pay in the State Forest Service as a result of an increment on the ordinary time-scale of the State Forest Service, an officer of the State Forest Service while officiating in a post carrying pay in the senior Indian Forest Service scale shall be entitled to have his pay on the senior Indian Forest Service time-scale recalculated in accordance with the principles laid down in Section I on the basis of his enhanced pay in the State Forest Service and as if he was appointed to officiate in a post carrying pay in the senior Indian Forest Service scale with effect from the date of such enhancement.

(3) Increments of pay on the Indian Forest Service senior time-scale shall be granted to a State Forest Service officer holding a post carrying pay in the senior time-scale of the Indian Forest Service in an officiating capacity, on completion of one full year's service on any stage of that scale, unless his pay on the Indian Forest Service senior time-scale is refixed before then at the next higher stage under clause (2) in the section:

Provided that for purposes of calculating one year's service under this clause:

(i) broken periods of officiating service on a particular rate of pay shall be taken into account;

(ii) leave taken during officiating in a post on the senior time-scale of the Indian Forest Service shall not be treated as a break if on the expiry of the leave the officer returns to the same rate of pay and Government certifies that but for proceeding on leave the officer would have continued in the Indian Forest Service post; and

(iii) foreign service rendered by an officer during such officiating shall not constitute a break if the State Government certifies that but for being on foreign service the officer would have continued to officiate in the same Indian Forest Service post or a similar post on the same rate of pay:

Provided further that he shall not be granted an increment in the senior time-scale of the Indian Forest Service unless he completes an aggregate period of six year's service in the State Forest Service and in the Indian Forest Service posts.

### SCHEDULE III

(See rules 8, 9 and 11)

A — Posts carrying pay above the time-scale pay of the Indian Forest Service under the State Governments.

State	Particulars of posts	Pay/Scale of pay Rs.
Andhra Pradesh:	Chief Conservator of Forests	2000-125-2250
	Deputy Chief Conservator of Forests	1800-100-2000
	Conservator of Forests	1300-60-1600-100-1800
Assam:	Chief Conservator of Forests	2000-125-2250
	Conservator of Forests	1300-60-1600-100-1800
Bihar:	Chief Conservator of Forests	2000-125-2250
	Deputy Chief Conservator of Forests	1800-100-2000
	Conservator of Forests	1300-60-1600-100-1800
	Conservator of Forests, Development Circle	1300-60-1600-100-1800
Gujarat:	Chief Conservator of Forests	2000-125-2250
	Conservator of Forests	1300-60-1600-100-1800
Jammu and Kashmir:	Chief Conservator of Forests	2000-125-2250
	Conservator of Forests	1300-60-1600-100-1800
	Conservator of Forests, Working Plan and Research	1300-60-1600-100-1800

State	Particulars of posts	Pay/Scale of pay Rs.
Kerala:	Chief Conservator of Forests Conservator of Forests	2000-125-2250 1300-60-1600-100-1800
Madhya Pradesh:	Chief Conservator of Forests Deputy Chief Conservator of Forests Conservator of Forests, Development circle Conservator of Forests, Dunbutta Conservator of Forests, Works Plan Conservator of Forests, Works Scheme Conservator of Forests	2000-125-2250 1800-100-2000 1300-60-1600-100-1800 1300-60-1600-100-1800 1300-60-1600-100-1800 1300-60-1600-100-1800 1300-60-1600-100-1800
Madras:	Chief Conservator of Forests Conservator of Forests Conservator of Forests, Kundah Soil Conservation Scheme	2000-125-2250 1300-60-1600-100-1800 1300-60-1600-100-1800
Maharashtra:	Chief Conservator of Forests Conservator of Forests Conservator of Forests, Working Plan Circle Conservator of Forests, Headquarters Special Officer, Revenue and Forests Department	2000-125-2250 1300-60-1600-100-1800 1300-60-1600-100-1800 1300-60-1600-100-1800 1300-60-1600-100-1800
Mysore:	Chief Conservator of Forests Conservator of Forests Conservator of Forests, Working Plans and Development	2000-125-2250 1300-60-1600-100-1800 1300-60-1600-100-1800
Orissa:	Chief Conservator of Forests Conservator of Forests Conservator of Forests, (Development Circle)	2000-125-2250 1300-60-1600-100-1800 1300-60-1600-100-1800
Punjab:	Chief Conservator of Forests Conservator of Forests Conservator of Forests, Utilization Circle Conservator of Forests, Development and Wild-life	2000-125-2250 1300-60-1600-100-1800 1300-60-1600-100-1800 1300-60-1600-100-1800
Rajasthan:	Chief Conservator of Forests Conservator of Forests Conservator of Forests, Soil Conservation	2000-125-2250 1300-60-1600-100-1800 1300-60-1600-100-1800
Uttar Pradesh:	Chief Conservator of Forests Deputy Chief Conservator of Forests Conservator of Forests Conservator of Forests, Development Circle	2000-125-2250 1800-100-2000 1300-60-1600-100-1800 1300-60-1600-100-1800
West Bengal:	Chief Conservator of Forests Conservator of Forests Conservator of Forests, Soil Conservation	2000-125-2250 1300-60-1600-100-1800 1300-60-1600-100-1800
<b>Union territories:</b>		
Himachal Pradesh:	Chief Conservator of Forests Conservator of Forests Conservator of Forests, Working Plan	2000-125-2250 1300-60-1600-100-1800 1300-60-1600-100-1800
Andaman and Nicobar Islands:	Chief Conservator of Forests Conservator of Forests	2000-125-2250 1300-60-1600-100-1800
Tripura:	Conservator of Forests	1300-60-1600-100-1800
Goa, Daman and Diu:	Conservator of Forests	1300-60-1600-100-1800

B — Posts carrying pay in the senior time-scale of the Indian Forest Service under the State Governments including posts carrying special pays in addition to pay in the time-scale.

(1) The State Government concerned shall be competent to grant a special pay for any of the posts specified in this Part of the Schedule either individually or with reference to a group or class of such posts.

(2) The amount of any special pay which may be sanctioned by the State Governments concerned under clause (1) shall be Rs. 100/-, Rs. 150/- or Rs. 200/- as may, from time to time, be determined by the State Governments concerned.

(3) Posts in the junior time-scale of the service have not been specified in the Schedule but it shall be within the competence of the State Governments concerned to sanction any special pay to be attached to such posts.

State	Particulars of posts	State	Particulars of posts
Andhra Pradesh:	Deputy Conservator of Forests. State Silviculturist. Assistant Chief Conservator of Forests. Curator, Nehru Zoological Park. Working Plan Officer. Deputy Conservator of Forests, Soil Conservation Division. Deputy Conservator of Forests, Coffee Project Division.	Assam:	Deputy Conservator of Forests. Working Plan Officer. Planning Officer. Silviculturist. Forest Utilisation Officer.
		Bihar:	Deputy Conservator of Forests. Deputy Conservator of Forests, Afforestation Division. Forest Research Officer. Working Plan Officer. Forest Utilisation Officer.
		Gujarat:	Assistant to Chief Conservator of Forest. Deputy Conservator of Forests. Silviculturist-cum-Forest Utilisation Officer. Deputy Conservator of Forests, Publicity and Liaison.
		Jammu and Kashmir:	Deputy Conservator of Forests.
		Kerala:	Deputy Conservator of Forests.
		Madhya Pradesh:	Deputy Conservator of Forests. Deputy Conservator of Forests, Soil Conservation Division. Deputy Conservator of Forests, Plantation Division.

State	Particulars of posts
	Deputy Conservator of Forests, Working Scheme. Deputy Conservator of Forests, Development. Director, Forest Research Institute. Forest Utilisation Officer. Director, Forest School. Working Plan Officer. Survey Officer. Lac Development Officer.
Madras:	Deputy Conservator of Forests. General Manager, Rubber Plantations, Nagercoil. State Wild Life Officer. State Silviculturist. Forest Utilisation Officer. Personal Assistant to the Chief Conservator of Forests. Personal Assistant (Development) to the Chief Conservator of Forests. Working Plan Officer.
Maharashtra:	Deputy Conservator of Forests. Deputy Conservator of Forests, Integrated Unit. Deputy Conservator of Forests, Working Plans. Forest Utilisation Officer. Silviculturist. Officer on Special Duty for Forests Labourers' Co-operative Society. Assistant to the Chief Conservator of Forests.
Mysore:	Deputy Conservator of Forests. Deputy Conservator of Forests, Survey and demarcation. Deputy Conservator of Forests, Rubber Plantation. Deputy Conservator of Forests, Working Plans and Forest Surveys. Deputy Conservator of Forests, Working Plans. Deputy Conservator of Forests, Kanara Working Plan. Forest Utilisation Officer. Forest Silviculturist. Technical Assistant to Chief Conservator of Forests. Additional Technical Assistant to Chief Conservator of Forests. Deputy Conservator of Forests, Soil Conservation Scheme.
Orissa:	Deputy Conservator of Forests. Working Plan Officer. Forest Utilisation Officer. Silviculturist. Personal Assistant to the Chief Conservator of Forests.
Punjab:	Deputy Conservator of Forests. Deputy Conservator of Forests, Timber Extraction Division. Deputy Conservator of Forests, Silvicultural Forest Division. Deputy Conservator of Forests, Working Plan Division. Deputy Conservator of Forests, Training Division. Deputy Conservator of Forests, Headquarters. Deputy Conservator of Forests, Soil Conservation and Planning.
Rajasthan:	Deputy Conservator of Forests. Silviculturist. Technical Assistant to Chief Conservator of Forests.
Uttar Pradesh:	Deputy Conservator of Forests. Forest Extension Officer. Chief Wild Life Warden. Timber Supply Officer. Deputy Conservator of Forests, Foresters' Training Division. Silviculturist.

State	Particulars of posts
	Deputy Conservator of Forests, Forest Resources Survey Division. Working Plan Officer. Deputy Conservator of Forests.
West Bengal:	Deputy Conservator of Forests, (Govt. Saw Mill). Deputy Conservator of Forests, Utilisation Division. Deputy Conservator of Forests, Working Plan Division. Deputy Conservator of Forests, Silvicultural Division. Deputy Conservator of Forests, Soil Conservation Division. Deputy Conservator of Forests, Planning & Statistical Cell. Director, Forest School. Assistant Chief Conservator of Forests. Special Officer, Particle Board.
Union Territories:	
Himachal Pradesh:	Deputy Conservator of Forests.
Andaman and Nicobar Islands:	Deputy Conservator of Forests. Deputy Conservator of Forests, Depot Division. Deputy Conservator of Forests, Mill Division. Deputy Conservator of Forests, Silviculture. Deputy Conservator of Forests, Working Plan.
Tripura:	Deputy Conservator of Forests.
Goa, Daman and Diu:	Deputy Conservator of Forests.
Manipur:	Deputy Conservator of Forests.
Dadra and Nagar Haveli:	Deputy Conservator of Forests.

M. R. BHARDWAJ

Under Secretary to the Govt. of India.

## Notification

9/2/66-AIS/(IV)

New Delhi, the 2nd March, 1968

12th Phalgun, 1889

G. S. R. — In exercise of the powers conferred by sub-section (1) of section 3 of the All-India Services Act, 1951 (61 of 1951), the Central Government, after consultation with the Governments of the States concerned, hereby makes the following rules, namely:—

1. **Short title and commencement.** — (1) These may be called the Indian Forest Service (Regulation of Seniority) Rules, 1968.

(2) They shall be deemed to have come into force on the 1st July, 1966.

2. **Definitions.** — In these rules, unless the context otherwise requires, —

(a) 'cadre' means an Indian Forest Service Cadre constituted in accordance with rule 3 of the Indian Forest Service (Cadre) Rules, 1966;

(b) 'Commission' means the Union Public Service Commission;



- (c) 'Competitive examination' means the examination referred to in rule 7 of the Recruitment Rules;
- (d) 'gradation list' means a gradation list prepared under rule 5;
- (e) 'officer' means a member of the Service;
- (f) 'Recruitment Rules' means the Indian Forest Service (Recruitment) Rules, 1966;
- (g) 'Senior post' means —
  - a post included and specified under item 1 of the Cadre of each State in the Schedule to the Indian Forest Service (Fixation of Cadre Strength) Regulations, 1966, and includes —
  - a post included in the number of posts specified in items 2 and 5 of the said cadre, when held on senior scale of pay, by an officer recruited to the Service in accordance with sub-rule (1) of rule 4 or rule 7 of the Recruitment Rules;
- (h) 'Service' means the Indian Forest Service;
- (i) 'State Cadre' and 'Joint Cadre' have the meanings respectively assigned to them in the Indian Forest Service (Cadre) Rules, 1966;
- (j) 'State Forest Service' shall have the meaning assigned to it in the Recruitment Rules;
- (k) 'State Government concerned' in relation to a Joint Cadre, means the Government of all the States for which the Joint Cadre is constituted and includes the Government of a State nominated by all such Governments to represent them in relation to a particular matter;
- (l) 'Select List' means the Select List prepared in accordance with the Indian Forest Service (Appointment by Promotion) Regulations, 1966.

**3. Assignment of year of allotment.** — (1) Every officer shall be assigned a year of allotment in accordance with provisions hereinafter contained in this rule.

(2) The year of allotment of an officer appointed to the Service shall be —

- (a) where an officer is appointed to the Service on the results of a competitive examination, the year following the year in which such examination was held;
- (b) where an officer is appointed to the Service at its initial constitution in accordance with sub-rule (1) of rule 4 of the Recruitment Rules, such year will be determined in accordance with the following formula: —

Year of allotment = 1966 minus ( $N_1$  plus half of  $N_2$ ) wherein —

$N_1$  represents completed years of continuous service upto 1st July, 1966 in a post equivalent to or above a senior scale post included in the State Cadre, provided that any such Service

rendered during the first eight years of gazetted service of the officer shall be excluded for this purpose.

$N_2$  represents completed years of continuous Gazetted service upto 1st July, 1966 excluding that included in  $N_1$ .

In computing the period of continuous service for purposes of  $N_1$  or  $N_2$ , any period during which an officer has undertaken training in a diploma course in the Forest Research Institute and College, Dehra Dun or an equivalent course in any other institution which training is approved by the Central Government for this purpose, shall not be taken into account:

Provided that the year of allotment of an officer so arrived at shall be limited to the year which his immediate senior in the State Forest Service who is appointed to the Indian Forest Service at its initial constitution obtains:

Provided further that where in a case or class of cases, application of the formula given in this rule, results in hardship or anomaly, the seniority of officers concerned shall be determined *ad hoc* by the Central Government in consultation with the State Government concerned and the Commission.

(c) where an officer is appointed to the Service by promotion in accordance with rule 8 of the Recruitment Rules, the year of allotment of the junior-most among the officers recruited to the Service in accordance with rule 7 or if no such officer is available the year of allotment of the junior most among the officers recruited to the Service in accordance with rule 4 (1) of those Rules who officiated continuously in a senior post from a date earlier than the date of commencement of such officiation by the former:

Provided that seniority of officers who are substantively holding the post of a Conservator of Forests or a higher post on the date of constitution of the Service and are not adjudged suitable by the Special Selection Board in accordance with the Indian Forest Service (Initial Recruitment) Regulations, 1966, but who may later on be appointed to the Service under rule 8 of the Recruitment Rules shall be determined *ad hoc* by the Central Government in consultation with the State Government concerned and the Commission.

**Explanation 1** — In respect of an officer appointed to the Service by promotion in accordance with sub-rule (1) of rule 8 of the Recruitment Rules, the period of his continuous officiation in a senior post shall, for the purposes of determination of his seniority, count only from the date of the inclusion of his name in the Select List, or from the date of his officiating appointment to such senior post, whichever is later.

**Explanation 2** — An officer shall be deemed to have officiated continuously in a senior post from a certain date if during the period from that date to the date of his confirmation in the senior grade he continues to hold without any break or reversion a senior-post otherwise than as a purely temporary or local arrangement.

**Explanation 3** — An officer shall be treated as having officiated in a senior post during any period

in respect of which the State Government concerned certifies that he would have so officiated but for his absence on leave or training.

**4. Seniority of Officers.**— (1) The seniority of officers *inter se* shall be determined in accordance with the provisions hereinafter contained in this rule.

(2) Officers appointed to the Service on the result of the same competitive examination shall be ranked in accordance with rule 11 of the Indian Forest Service (Probation) Rules, 1968.

(3) Officers belonging to a State Forest Service who are appointed to the Service in accordance with sub-rule (1) of rule 4 of the Recruitment Rules and allotted the same year shall be graded without disturbing their existing *inter-se* seniority in the State Forest Service.

(4) The seniority *inter-se* of officers appointed to the Service under sub-rule (2) of rule 4 of the Recruitment Rules, who are assigned the same year of allotment shall be in the order of the dates on which they start officiating continuously in senior posts, the date of officiation in the cases of officers appointed to the Service in accordance with rule 8 of the Recruitment Rules being the same as the dates taken into account for the purpose of assignment of year of allotment under sub-rule (2) of rule 3:

Provided that —

(a) the seniority *inter se* of officers appointed to the Service on the results of a competitive examination in accordance with rule 7 of the Recruitment Rules and ranked in accordance with rule 11 of the Indian Forest Service (Probation) Rules, 1968, shall not be affected;

(b) where the date of commencement of continuous officiation in a senior post of an officer appointed to the Service in accordance with rule 7 of the Recruitment Rules is the same as that of an officer appointed to the Service under rule 8 of those Rules, the former shall rank senior to the other officer;

(c) where the date of commencement of continuous officiation in senior posts of more than one officer appointed to the Service in accordance with rule 8 of the Recruitment Rules is the same, their seniority *inter-se* shall be in the order of their dates of appointment to the Service, and where the date of appointment is also the same, in the order in which their names are arranged on the date of their appointment to the Service in the Select List.

**5. Gradation List.**— There shall be prepared every year for each State Cadre and Joint Cadre a gradation list consisting of the names of all officers borne on that Cadre arranged in order of seniority in accordance with the provisions of rules 3 and 4.

**6. Fixation of seniority on transfer to another cadre.**— (1) If an officer is transferred from one cadre to another in the public interest, his position in the gradation list of the cadre, to which he is trans-

ferred, shall be determined by the Central Government in accordance with the following principles:—

(i) his year of allotment shall remain unaffected;

(ii) the following order shall be maintained among the different categories of officers of the same year of allotment and the seniority of the transferred officer vis-à-vis officers of his category shall be determined in the following manner:

(a) *Initial Recruitment Officers:* An Officer appointed to the Service under sub-rule (1) of rule 4 of the Recruitment Rules shall be graded mainly on the basis of age without thereby disturbing, as far as possible, the existing *inter-se* seniority.

(b) *Examination Recruits*— The position of an officer appointed to the Service in accordance with rule 7 of the Recruitment Rules, shall be in the order in which his name appears in the list prepared under rule 11 of the Indian Forest Service (Probation) Rules, 1968.

(c) *State Service Officers*— An officer belonging to a State Forest Service and appointed to the Service against the promotion quota shall be graded mainly on the basis of age without thereby disturbing, as far as possible, the existing *inter-se* seniority.

(2) If an officer is transferred from one cadre to another at his request, he shall be assigned a position on the gradation list of the cadre to which he is transferred below all the officers of his category borne on that cadre who have the same year of allotment.

**7. Interpretation.**— If any question arises as to the interpretation of these rules, the same shall be decided by the Central Government.

M. R. BHARDWAJ

Under Secretary to the Government of India.

## Finance (Revenue) Department

### Notification

Fin (Rev)/2-36/part/873-B/68

In exercise of the powers conferred by sub-section (2) of Section 10 of the Goa, Daman and Diu Sales Tax Act, 1964 read with Notification No. 7/3/65-UTL of the Government of India, Ministry of Home Affairs, dated 14-4-1965, the Government hereby adds the following entry in the Second Schedule to the said Act viz.,

“Entry No. 67 — Mineral ores”.

This Notification shall come into force with effect from the first day of May, 1968.

By order and in the name of the Administrator of Goa, Daman and Diu.

N. Subramanian, Finance Secretary.

Panaji, 29th April, 1968.



## Legislative Assembly of Goa, Daman and Diu

## Legislature Department

LA/1700/68

The following Act passed by the Legislative Assembly of Goa, Daman and Diu received the assent of the President of India on the 24th March 1968, and is hereby published for general information.

### THE GOA, DAMAN AND DIU SUPPLEMENTARY APPROPRIATION ACT, 1968

(Act No. 6 of 1968) [24th March, 1968]

An Act to authorise payment and appropriation of certain sums from and out of the Consolidated Fund of the Union Territory of Goa, Daman and Diu for the services and purposes of the financial year 1967-68.

Be it enacted by the Legislative Assembly of Goa, Daman and Diu in the nineteenth year of the Republic of India as follows:—

1. **Short title.**— This Act may be called the Goa, Daman and Diu Supplementary Appropriation Act, 1968.

2. **Issue of Rupees 97,44,600 out of the Consolidated Fund of the Union Territory of Goa, Daman and Diu for the financial year 1967-68.**— From and out of the Consolidated Fund of the Union Territory of Goa, Daman and Diu there may be paid and applied sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate to the sum ninety seven lakhs fortyfour thousand and six hundred rupees towards defraying the several charges which will come in course of payment during the financial year 1967-68 in respect of the services and purposes specified in column 2 of the Schedule.

3. **Appropriation.**— The sums authorised to be paid and applied from and out of the Consolidated Fund of the Union Territory of Goa, Daman and Diu, by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year.

#### THE SCHEDULE

(See Sections 2 &amp; 3)

No. of vote	Services and purposes	Sums not exceeding			Total
		Voted by Assembly	Charged on the Consolidated Fund of the Union Territory of Goa, Daman and Diu		
1	2	3			
		Rs.	Rs.	Rs.	
2.	State Excise Duties ...	2,61,600	—	2,61,600	
4.	Sales Tax ...	1,03,000	—	1,03,000	
5.	Other Taxes and Duties ...	1,000	—	1,000	
9.	General Administration	6,84,300	16,400	7,00,700	
10.	Administration of Justice ...	4,21,100	—	4,21,100	
11.	Jails ...	75,000	—	75,000	
12.	Police ...	7,32,300	—	7,32,300	
13.	Miscellaneous Department ...	1,78,300	—	1,78,300	

1	2	3		
		Rs.	Rs.	Rs.
15.	Education ...	26,57,000	—	26,57,000
16.	Medical ...	1,000	—	1,000
20.	Cooperation ...	1,000	—	1,000
23.	Labour and Employment ...	16,500	—	16,500
24.	Miscellaneous Social and Developmental Organisations ...	1,000	—	1,000
27.	Public Works ...	4,10,100	—	4,10,100
30.	Road and Water Transport Schemes ...	5,38,400	—	5,38,400
31.	Pensions and Other Retirement Benefits ...	4,97,500	—	4,97,500
32.	Stationery and Printing	5,18,100	—	5,18,100
36.	Capital Outlay on Improvement of Public Health ...	20,00,000	—	20,00,000
46.	Capital Outlay on Schemes of Government Trading ...	1,000	—	1,000
—	O-Public Debt. ...	—	6,30,000	6,30,000
	Debt. Raised in India III — Loans from the Central Government ...	—	6,30,000	6,30,000
TOTAL ...		90,98,200	6,46,400	97,44,600

Secretariat,  
Panaji,

1st May, 1968.

R. L. SEGEL  
Secretary to the Legislative Assembly  
of Goa, Daman and Diu

The following Act passed by the Legislative Assembly of Goa, Daman and Diu received the assent of the President of India on the 25th April 1968, and is hereby published for general information.

### THE GOA, DAMAN AND DIU APPROPRIATION ACT, 1968

(Act No. 8 of 1968) [25th April, 1968]

LA/1733/68

An Act to authorise payment and appropriation of certain sums from and out of the Consolidated Fund of the Union Territory of Goa, Daman and Diu for the services and purposes of the financial year 1968-69.

Be it enacted by the Legislative Assembly of Goa, Daman and Diu in the Nineteenth Year of the Republic of India as follows:—

1. **Short title.**— This Act may be called the Goa, Daman and Diu Appropriation Act, 1968.

2. **Issue of Rs. 22,02,05,800 out of the Consolidated Fund of the Union Territory of Goa, Daman and Diu for the financial year 1968-69.**— From and out of the Consolidated Fund of the Union Territory of Goa, Daman and Diu, there may be paid and applied sums not exceeding those specified in column 3 of the Schedule, amounting in the aggregate [inclusive of the sums specified in column 3 of the Schedule to the Goa, Daman and Diu Appropriation (Vote on Account) Bill, 1968 (Bill No. 2 of 1968)] to the sum of twenty two crores two lakhs five thousand and eight hundred rupees, towards defraying the several charges which will come in course of payment during the financial year 1968-69 in respect of the services and purposes specified in column 2 of the Schedule.

3. **Appropriation.**—The sums authorised to be paid and applied from and out of the Consolidated Fund of the Union Territory of Goa, Daman and Diu by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said financial year.

THE SCHEDULE

(See Sections 2 & 3)

No. of vote	Services and purposes	Sums not exceeding		
		Voted by Assembly	Charged on the Consolidated Fund	Total
1	2	3		
		Rs.	Rs.	Rs.
1.	Land Revenue ...	5,81,000	—	5,81,000
2.	State Excise Duties	9,85,000	—	9,85,000
3.	Taxes on Vehicles ...	3,00,000	—	3,00,000
4.	Sales Tax ...	2,80,000	—	2,80,000
5.	Other Taxes and Duties ...	3,46,000	—	3,46,000
6.	Stamps ...	30,000	—	30,000
7.	Registration Fees ...	4,14,000	—	4,14,000
—	Interest on Debt and Other Obligations	—	66,37,000	66,37,000
8.	Union Territory Legislature ...	4,53,000	30,000	4,83,000
9.	General Administration ...	41,15,000	1,43,000	42,58,000
10.	Administration of Justice ...	17,75,000	95,000	18,70,000
11.	Jails ...	5,89,000	—	5,89,000
12.	Police ...	59,56,000	—	59,56,000
13.	Miscellaneous Departments ...	7,96,000	—	7,96,000
14.	Scientific Departments ...	1,75,000	—	1,75,000
15.	Education ...	2,09,01,000	—	2,09,01,000
16.	Medical ...	92,59,000	—	92,59,000
17.	Public Health ...	52,71,000	—	52,71,000
18.	Agriculture ...	46,40,000	—	46,40,000
19.	Animal Husbandry ...	17,97,000	—	17,97,000
20.	Cooperation ...	5,91,000	—	5,91,000
21.	Industries ...	10,93,000	—	10,93,000
22.	Community Development Projects, National Extension Service and Local Development Works ...	15,57,000	—	15,57,000
23.	Labour and Employment ...	1,63,000	—	1,63,000
24.	Miscellaneous Social and Developmental Organisations	28,92,000	—	28,92,000
25.	Irrigation, Navigation, Embankment and Drainage Works (Non-Commercial) ...	20,12,000	—	20,12,000
26.	Electricity Schemes	62,00,000	—	62,00,000
27.	Public Works ...	90,49,000	—	90,49,000
28.	Capital Outlay on Public Works (within the Revenue Account) ...	44,90,000	—	44,90,000
29.	Ports and Pilotage	6,03,000	—	6,03,000
30.	Road and Water Transport Schemes ...	18,67,000	—	18,67,000
31.	Pensions and Other Retirement Benefits ...	40,66,000	—	40,66,000
32.	Stationery and Printing ...	15,89,000	—	15,89,000
33.	Forest ...	10,17,000	—	10,17,000
34.	Miscellaneous ...	78,87,800	—	78,87,800
35.	Other Miscellaneous Compensations and Assignments	1,10,000	—	1,10,000
36.	Capital Outlay on Improvement of Public Health ...	75,00,000	—	75,00,000

1	2	3
	Rs.	Rs.
37. Capital Outlay on Schemes of Agricultural Improvement and Research ...	25,00,000	—
38. Capital Outlay on Industrial and Economic Development ...	25,53,000	—
39. Capital Outlay on Irrigation, Navigation, Embankment and Drainage Works (Non-Commercial) ...	40,00,000	—
40. Capital Outlay on Electricity Schemes ...	1,73,07,000	—
41. Capital Outlay on Public Works ...	1,95,93,000	—
42. Capital Outlay on Other Works ...	23,25,000	—
43. Capital Outlay on Ports ...	28,00,000	—
44. Capital Outlay on Road and Water Transport Schemes ...	4,00,000	—
45. Capital Outlay on Forests ...	19,50,000	—
46. Capital Outlay on Schemes of Government Trading	4,12,35,000	—
— Public Debt	—	14,16,000
47. Loans and Advances	58,72,000	—
GRAND TOTAL ...	21,18,84,800	83,21,000

Secretariat,

R. L. SEGEL

Panaji,

Secretary to the Legislative

3rd May, 1968.

Assembly of Goa, Daman and Diu

Food and Civil Supplies Department

ORDER

PDD/CS/198/138/68

In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955) read with the notification of the Government of India in the Ministry of Food, Agriculture, Community Development and Cooperation (Department of Food) no. G. S. R. 888 dated 28th June, 1961, the Administrator of Goa, Daman and Diu hereby makes the following order in supersession of the Government Order No. PDD/CS/198/138/67, 11th April 1967, namely:—

1. (1) This Order may be called the Goa, Daman and Diu Food (Restrictions on Service of Meals by Catering Establishments) Order, 1968.

(2) It extends to the whole of the Union Territory of Goa, Daman and Diu.

(3) It shall come into force on such date as the Government may, by notification in the Official Gazette appoint.

2. In this Order unless the context otherwise requires.

(a) "catering establishment" includes a hotel, restaurant, eating-house, cafe, tea shop, coffee house,

free feeding centre, club, boarding house, canteen, Railway Refreshment room or restaurant car and any other place of refreshment open to the public.

(b) "Government" means the Government of Goa, Daman and Diu or the Administrator appointed by the President under Act 239 of the Constitution of India, for the Union Territory of Goa, Daman and Diu.

3. No proprietor, or other person in charge, of a catering establishment shall supply for consumption or offer or attempt to supply for consumption, and no person shall obtain or consume or attempt to obtain or consume, at a catering establishment at or for the purpose of a meal more than four courses as permitted in the schedule, whether served successively in European style or place together in display for self-help style of buffet type meal.

4. Notwithstanding anything contained in clause 3, the following may be supplied by any proprietor or other person in charge of a catering establishment as part of a meal in addition to the four courses, namely:—

Biscuits, jam, marmelada, fruit, including iced fruit, fruit or vegetables juices, bhajji, papad, chatni, pickles, raita, preserves, onions, celery, ghee, butter, cream, curds, cheese, butter-milk, sauce, custard, dressings, and such other condiments.

5. The Government or an Officer authorised by the Government in this behalf may for reasons to be recorded in writing, by order, exempt any parties from the operation of any of the provisions of this Order.

#### 6. Powers to entry, search, seizure, etc.—

(1) For the effective enforcement of the provisions of this Order, any Officers authorised by the Government in this behalf or a police officer of or above the rank of Sub-Inspector may, when he has reason to believe that a contravention of this Order has been, is being or is about to be committed, enter and search any premises, interrogate any person and seize any articles including their coverings or containers in respect of which he has reason to believe that a contravention has been, is being or is about to be committed.

(2) The provisions of sections 102 and 103 of the Code of Criminal Procedure, 1898 (5 of 1898) shall, so far as may be, apply to searches and seizures under this clause.

7. The Goa, Daman and Diu Food (Restrictions on Service of Meals by Catering Establishments) Order, 1967 shall stand repealed except in respect of things done or committed to be done under this Order so repealed.

#### THE SCHEDULE

(i) Soup

(ii) Any two preparations of fish, meat, poultry, game, or vegetables with rice or pullao or chapatis or parothas or bhakaris or nans or bread or any other preparation of wheat/wheat flour. Salad, dal and two vegetables may be served in addition.

*Explanation:*—It will be permissible to serve either fish and a meat preparation or two preparations of meat or one of meat and one of poultry.

(iii) A sweet preparation

or

A savoury dish consisting mainly of vegetables or eggs but without cereals.

By order and in the name of the Administrator of Goa, Daman and Diu.

R. K. Gupta, Deputy Secretary (Planning)

Panaji, 17th April, 1968.

#### ORDER

CS/211/1709/66-68

In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955) read with the Order of the Government of India, Ministry of Food, Agriculture, Community Development and Cooperation (Department of Food) no. G. S. R. 906 dated 9th June, 1966 and with prior concurrence of the Central Government, the Lieutenant Governor of Goa, Daman and Diu hereby makes the following Order, namely:—

1. (1) This Order may be called the Goa, Daman and Diu Essential Articles Price (Display and Control) Order, 1968.

(2) It extends to the whole of the Union Territory of Goa, Daman and Diu.

(3) It shall come into force on the date of its publication in the Official Gazette.

2. **Definition.**—In this Order, unless the context otherwise requires:—

a) "Articles" means any article specified in the Schedule annexed hereto and includes the splits and the flour thereof.

b) "Dealer" means a person who deals in the sale or storage for sale of any of the articles mentioned in the Schedule.

c) "Government" means the Government of Goa, Daman and Diu or the Lieutenant Governor appointed by the President of India under article 239 of the Constitution for the Union Territory of Goa, Daman and Diu.

d) "Price" in relation to an article means the amount of money for which any article is sold by a dealer to a consumer and include any tax payable under any Law in force covering such an article.

e) "Margin of profit" means the difference between (i) the price paid by a dealer for purchase of any foodgrains including the taxes (imposed by any local authority and imposed on sale or purchase) payable by him and also the cost of transport, handling and storage charges incidental thereto incurred by or on his behalf, and (ii) the price charged or realised by him for sale of the same foodgrains or the sum recovered or recoverable by him from his authorised agent in respect of sale of the said foodgrains; and where the sale is by a wholesale dealer acting as an authorised agent means the difference between (iii) the sum paid or payable by him to his principal in respect of sale of any foodgrains and (iv) the price charged or realised by him for the sale of the same foodgrains.

(f) "Schedule" means the schedule appended to this Order.

3. (1) No person shall sell or cause to be sold any articles or things specified in the Schedule to this



Order for a margin of profit exceeding that specified in clause 4 in the case of a wholesale dealer and in clause 5 in the case of a retail dealer.

Provided that when the rate of sale of any article specified in Schedule is fixed by the Government or any Officer authorised in this behalf by the Government, the sale shall be made at the rate so fixed which shall not be in any case in excess of margin of profit referred to in foregoing para.

*Explanation.*—The margin of profit indicated in clauses 4 and 5 shall not, however, be applicable in the case of the articles for which the wholesale/retail price has been fixed by the manufacturers with the approval of the Central Government.

(3) No dealer shall withhold from sale any of the articles or things specified in the Schedule.

(4) Every dealer shall exhibit at the entrance or some other prominent place of his business premises a price list of articles specified in the Schedule to this Order indicating there in the articles, its quality, sale unit and the price.

**4. Fixation of margin of profit for wholesaler**—No wholesale dealer shall sell or agree to sell or otherwise dispose of any articles at a margin of profit,—

(a) where the transaction is made by him as an authorised agent, in excess of 1 per cent;

(b) in any other case, in excess of 1½ per cent, if the transaction is in cash, and 2 per cent, if by credit;

Provided that, the Government may, having regard to the supply position in any area, or availability of different varieties of articles or for securing the increased supply of any varieties of articles, by notification in the *Official Gazette*, fix different margins of profit in different areas, or in respect of different articles or for different varieties thereof or in respect of different consignments of articles received for distribution and sale.

**5. Fixation of margin of profit for retailer.**—No retail dealer shall sell or agree to sell or otherwise dispose of, any articles at a margin of profit in excess of 5 per cent:

Provided that, the Government may, having regard to the supply position in any area, or availability of different varieties of articles or for securing the increased supply of any varieties of articles, by notification in the *Official Gazette*, fix different margins of profit in different areas, or in respect of different articles or of different varieties thereof or in respect of different consignments of articles received for distribution and sale.

**6. (1)** Where the prices of indigenously produced essential articles or commodities defined as such in the Essential Commodities Act 1955 are fixed by the manufacturers or the distributors in the country, its sale shall be made at such prices.

**(2)** For the purpose of calculating the percentage of profit provided for by this Order, all reasonable expenses incurred by the dealers such as cost, insurance, transport upto godown etc. shall be allowed.

**(3)** The percentage of profit fixed under clauses 4 and 5 shall not apply to articles or commodities supplied by the Central Government for consumption of this Union Territory.

plied by the Central Government for consumption of this Union Territory.

**7.** Every person importing from outside India any articles or things specified in the Schedule to this Order shall give intimation thereof to the Officer or person designated by the Government, giving full particulars of the articles or things imported, within seven days of their clearance by the Customs and shall comply with directions that may be given by him regarding maintenance of stock, storage, sale, price, disposal, delivery and distribution thereof.

**8.** The Officer or person authorized in this behalf by the Government may, from time to time, by general or special order issue to any dealer such direction regarding the sale, disposal, delivery and distribution of articles and things specified in the Schedule as it may deem fit and every dealer to whom any order or direction is issued under this Order shall comply with such order or direction.

**9.** The Collector of Goa in Goa District, the Collector of Daman in Daman district and the Civil Administrator, Diu in the district of Diu or any Officer or person authorized in this behalf by the Government may, with a view to securing compliance with this Order or to satisfy himself that any directive issued under this Order is complied with,—

(a) require any dealer to furnish within such period or at such intervals as may be specified, such information, returns or reports and in such form as may be required; and

(b) prescribe the manner in which accounts of any sale, purchase or other transactions of articles specified in the Schedule to this Order should be kept.

**10.** Any Officer or person authorized in this behalf by the Government may, with such assistance, if any, as he deems fit,—

(a) inspect or cause to be inspected any goods or other documents belonging to or under the control of any dealer.

(b) enter and search or authorize any person to enter and search the premises of dealer.

(c) seize stocks of articles specified in the Schedule to this Order or authorize any person to seize such stocks in respect of which he has reason to believe that a contravention to this Order has been or is being or is about to be committed.

#### THE SCHEDULE

Sr. No.	Name of articles or things
1.	Milk (powdered & condensed).
2.	Foodgrains:
	(a) Rice.
	(b) Wheat.
3.	Pulses:
	(a) Gram.
	(b) Moog.
	(c) Gramdal.
	(d) Turdal.
4.	Jaggery.
5.	Edible Oils.
6.	Soap (both washing and toilet).

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

R. K. Gupta, Deputy Secretary (Planning).

Panaji, 24th April, 1968.

## Labour and Information Department

## Mormugao Port Trust

## Notification

MPT/IGA(E.916)/68

As required under Section 124(2) of the Major Port Trusts Act, 1963, the following amendments which have been adopted by the Board of Trustees are hereby published:—

### Amendments to Mormugao Port Employees' (Temporary Service) Regulations, 1964

I—Substitute the following for the existing Regulation No. 11 of the Mormugao Port Employees' (Temporary Service) Regulations, 1964:—

#### (11) *Terminal Gratuity payable to temporary employees.*

(1) A temporary employee who retires on superannuation or is discharged from service or is declared invalid for further service, shall be eligible for a gratuity at the rate of one-third of a month's pay for each completed year of his service, provided that he had completed not less than five years' continuous service at the time of retirement, discharge or invalidment.

(2) In the event of death of a temporary employee while in service, his family shall be eligible for a death gratuity on the scale and subject to the conditions specified below:—

- if the death takes place after completion of year's service but before completion of three years' service, a gratuity equal to one month's pay;
- if the death takes place after completion of three years' service but before completion of five years' service, a gratuity equal to two month's pay;
- if the death takes place after completion of five years' service but before completion of ten years' service, a gratuity equal to three months' pay or the amount of terminal gratuity as calculated under Sub-Regulation (1) above, whichever is more.

**Explanation:—** "Pay" for the purpose of determining the amount of terminal or death gratuity under Sub-Regulation (1) and (2) above shall include pay on the last day of service but shall not include special pay, personal pay and other emoluments classed as "Pay". In the case of an employee who was on leave with or without allowances on the date of his retirement, discharge, invalidment or death, pay for this purpose shall be the pay which he drew immediately before proceeding on such leave, provided that the benefit of increase in pay not actually drawn due to increment or promotion to a post carrying a higher rate of pay falling during earned leave not exceeding 120 days or the first 120 days of earned leave where the total leave exceeds 120 days, shall also be admissible.

- A temporary employee who dies while in service or retires or is discharged for

reasons other than by way of disciplinary measure or resignation, after rendering a continuous service of not less than ten years, shall be eligible for a gratuity at the rate of one month's pay for each completed year of service, subject to the following maxima:—

- in case of death, 12 months' pay or Rs. 12,000/- whichever is less,
- in other cases, Rs. 12,000/-.

**Note:—** The gratuity under Clause (d) shall be calculated on the basis of the average of last twelve months' pay.

"Pay" for this purpose shall mean Pay, Special Pay, Personal Pay and any other emoluments classed as pay for this purpose.

Provided that the grant of gratuity under this Regulation shall be subject to the service rendered by the employee concerned being held by the authority competent to appoint him to be satisfactory.

Provided further that no gratuity shall be admissible in a case where the employee concerned resigns his post or is removed or dismissed from service as a disciplinary measure.

Provided further that an employee who has received terminal/death gratuity under this regulation will cease to be eligible for any other gratuity or pensionary benefit.

Provided further that nothing in this regulation shall apply to persons borne on an establishment to which Contributory Provident Fund benefits or other similar benefits are attached.

Provided further that service rendered on re-employment basis after attaining the age of superannuation will not qualify for gratuity admissible under this regulation.

II—Substitute the following for the existing Regulation No. 12 of the Mormugao Port Employees' (Temporary Service) Regulations, 1964.

#### 12. *Terminal Gratuity payable to an employee in quasi-permanent service.*

(1) An employee in quasi-permanent service shall, if his services are terminated otherwise than as a disciplinary measure or by resignation, be eligible for a gratuity at the rate of one half of a month's pay for each completed year of quasi-permanent service, such gratuity being payable on the basis of pay admissible to such employee in respect of the specified post on the last day of his service.

(2) In the event of death of a quasi-permanent employee while in service, his family shall be granted gratuity on the following scale:—

- if the death takes place after completion of three years, but before completion of five years of total continuous service a gratuity equal to three months' pay;
- if the death takes place after completion of five years' total continuous service, but before completion of ten years' service, a gratuity equal to four months' pay or gratuity under Sub-Regulation (1) above, whichever is more.

*Note:* "Pay" shall mean, besides pay, special pay attached to the specified post on the last day of his service.

(iii) A quasi-permanent employee who dies while in service or retires or is discharged for reasons other than by way of disciplinary measure or resignation after rendering a continuous service of not less than ten years, shall be eligible for a gratuity at the rate of one month's pay for each completed year of service, subject to a maximum of Rs. 12,000/-.

*Note:* (1) The gratuity under Clause (iii) shall be calculated on the basis of the average of last twelve months' pay.

"Pay" for this purpose shall mean pay, special pay, personal pay and any other emoluments classed as pay for this purpose.

(2) An employee who received terminal/death gratuity under Sub-Regulation 2 will cease to be eligible for any other gratuity or pensionary benefit.

Provided that this regulation shall not apply to an employee to whom Contributory Provident Fund benefits are admissible.

Provided further that service rendered on re-employment basis after attaining the age of superannuation will not qualify for gratuity admissible under this reputation.

*Explanation:* For the purpose of Regulation No. 11 —

- (a) "Quasi-permanent service" shall mean and include two-thirds of purely temporary service as defined in Clause (vi) of Regulation 2, if the total period of continuous service on the date of retirement, discharge, death or invalidment is not less than five years.
- (b) In the case of quasi-permanent employee who holds or held a higher post or grade at the time of termination of his service under these Regulations, the term "Pay" shall include also one-half of the difference between the pay in the specified post and pay actually drawn in the higher officiating post or grade.
- (c) If immediately before the termination of his service, a quasi-permanent employee has been absent from duty on leave, the gratuity payable under this Regulation shall be computed at what it would have been had he not been absent from duty.

Provided that the amount of gratuity shall not be increased on account of increase in pay not actually

drawn and that benefit of higher officiating or temporary pay is given only if it is certified that the employee would have continued to hold the higher officiating or temporary appointment but for his proceeding on leave.

Provided further that the benefit of increase in pay not actually drawn due to increment or promotion to a post carrying a higher rate of pay falling during earned leave not exceeding 120 days or the first 120 days of earned leave where the total leave exceeds 120 days, shall be admissible.

- (d) The term "continuous service" occurring in this Regulation means the total service including spells of quasi-permanent and temporary service as defined in Clauses (iv) and (vi) of Regulation No. 2 respectively.

III — Re-number the existing Regulation 12 as Regulation 13.

By order,

P. G. Kundaji

For Secretary

Mormugao, 22nd April, 1968.

#### Notification

MPT/IGA(E.344)/68

As required under Section 124(2) of the Major Port Trusts Act, 1963, the following amendment to the Mormugao Port Employees (Leave) Regulations, 1964 adopted by the Board of Trustees is hereby published: —

"Substitute sub-regulation (2) of Regulation 5 of the Mormugao Port Employees (Leave) Regulations, 1964 by the following:

Where an employee does not resume his duty after remaining on leave for a continuous period of five years, or where an employee, after the expiry of his leave remains absent from duty, otherwise than on foreign service or on account of suspension for any period which together with the period of leave granted to him exceeds five years, he shall unless the Board in view of the exceptional circumstances of the case otherwise directs, be removed from service after following the procedure laid down in the Mormugao Port Employees' (Classification, Control and Appeal) Regulations, 1964".

By order,

P. G. Kundaji

For Secretary

Mormugao, 22nd April, 1968.